



**CERTIFICATE OF MAIL**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 23, 2003.

Grace Alicea

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**RECEIVED**

AUG 22 2003

In Re Application of:

Date: July 23, 2003

Technology Center 2600

Anderson

Serial No.: 09/213,131

Group Art Unit: Unknown

Filed: December 15, 1998

Examiner: Brian Genko

For: METHOD AND APPARATUS FOR CORRECTING ASPECT RATIO IN A  
DIGITAL CAMERA GRAPHICAL USER INTERFACE

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
OFFICE ACTION NOT RECEIVED UNDER CFR 1.81**

Sir:

Applicant's attorney was informed by Examiner Brian Genko that the subject application was abandoned on July 15, 2003, for failure to respond to an Office Action mailed to Applicant's previous address of Hansen Way in Palo Alto, California. Applicant's attorney hereby petitions to withdraw the holding of abandonment in this case, on the basis that the Office Action forming the basis of the abandonment was not received.

In accordance with the standards set forth in the MPEP § 711.03(c) II, Applicant's Attorney hereby states that the Office Action was not received in the Attorney's office, and Applicant's Attorney attests to the fact that a search of the file jacket and docket records indicates that the Office Action was not received.

A copy of the docket and file history record where the non-received Office Action would have been entered had it been received and docketed is enclosed for reference. Also enclosed is a copy of the Continuation Transmittal as filed on December 15, 1998, indicating Applicant's current/correct address and a copy of the return receipt postcard.

Applicant's Attorney respectfully requests that the holding of abandonment be withdrawn and requests re-issuance of the Office Action to Applicant's current address, P.O. Box 51418, Palo Alto, California 94303.

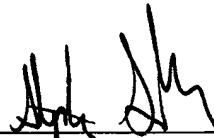
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment under Section 1001 of Title 18 of the United States Code and such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Enclosed is check no. 6296 in the amount of \$130.00 for payment of the petition fee required under 37 CFR 1.17(h). The Commissioner is hereby authorized to charge any additional fees or credit any overpayment associated with this communication to Deposit Account Number 02-2120 (Sawyer Law Group LLP).

If any unresolved issues remain, the Examiner is invited to call Applicant's Attorney at the telephone number indicated below.

Respectfully submitted,

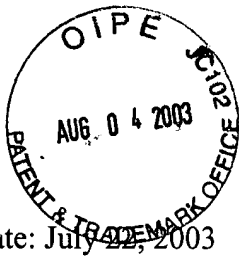
July 23, 2003

  
\_\_\_\_\_  
Stephen G. Sullivan  
Sawyer Law Group LLP  
Attorney for Applicant(s)  
Reg. No. 38,329  
(650) 493-4540

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**OFFICE OF PETITIONS**



Case Tracking System  
U.S. Patent Case Detail Report

Date: July 22, 2003

Case Number: 736C

Status: Pending

Filing Date: 12/15/1998

Application Type: Utility

App. Serial No.: 09/213,131

Title: Method and Apparatus for Correcting Aspect Ratio In A Camera Graphical User Interface

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Case Management:

Sr. Attorney: Stephen G. Sullivan

Primary Attorney: Janyce R. Mitchell

Case Administrator: Jackie Tanda

AUG 22 2003

Technology Center 2600

Client:

FLASH

Flashpoint Technology, Inc.

20 Depot Street, Suite 2A

Peterborough, NH 03458

Client Case #: P126C

Notes:

12/15/98 Open Case File; Continuation of USSN 08/891,424 filed 09 July 1997.

12/15/98 Continuation Application Filed

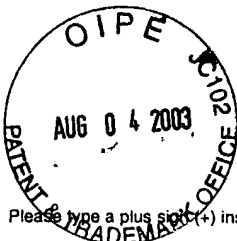
02/06/01 Status Inquiry filed

No Office Actions

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Please type a plus sign (+) inside this box → ☒

Approved for use through 09/30/2000. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))	Attorney Docket No.	736C/P126C
	First Inventor or Application Identifier	Anderson, E.
	Title	Method and Apparatus for Correcting Aspect Ratio in a Digital Camera Graphical User Interface
	Express Mail Label No.	EL184288935US

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)	5. <input type="checkbox"/> Microfiche Computer Program (Appendix)	
2. <input checked="" type="checkbox"/> Specification [Total Pages 35] (preferred arrangement set forth below) <ul style="list-style-type: none"><li>- Descriptive title of the Invention</li><li>- Cross References to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to Microfiche Appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claim(s) (6 pages)</li><li>- Abstract of the Disclosure (1 page)</li></ul>	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) <ul style="list-style-type: none"><li>a. <input type="checkbox"/> Computer Readable Copy</li><li>b. <input type="checkbox"/> Paper Copy (identical to computer copy)</li><li>c. <input type="checkbox"/> Statement verifying identity of above copies</li></ul>	
3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 13]	<b>ACCOMPANYING APPLICATION PARTS</b> 7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee) 9. <input type="checkbox"/> English Translation Document (if applicable) 10. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations] 11. <input checked="" type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 13. <input type="checkbox"/> Small Entity Statement(s) filed in prior application, Status still proper and desired (PTO/SB/09-12) 14. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 15. <input type="checkbox"/> Other:	
4. Oath or Declaration [Total Pages 2] <ul style="list-style-type: none"><li>a. <input type="checkbox"/> Newly executed (original or copy)</li><li>b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed)<ul style="list-style-type: none"><li>i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).</li></ul></li></ul>		
<b>NOTE FOR ITEMS 1 &amp; 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).</b>		
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment: <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: 08, 891, 424 Prior application information: Examiner T.Ho Group / Art Unit: 2712		

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<b>17. CORRESPONDENCE ADDRESS</b>					
<input type="checkbox"/> Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or <input checked="" type="checkbox"/> Correspondence address below					
Name	Janyce R. Mitchell Sawyer & Associates				
Address	P.O. Box 514118 Palo Alto, CA 94303				
City	Palo Alto	State	CA	Zip Code	94303
Country	U.S.	Telephone	(650) 493-4540	Fax	(650) 493-4549

Name (Print/Type)	Janyce R. Mitchell	Registration No. (Attorney/Agent)	40,095
Signature	<i>Janyce R. Mitchell</i>	Date	12/15/98

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

EL184288935US

JAS Docket/Client: 736C/P126C Flash December 15, 1998  
Serial No.: Continuation of 08/891,424 Filed: December 15, 1998  
Inventor: Anderson, E. Express Mail No.: EL184288935US  
Title: METHOD AND APPARATUS FOR CORRECTING ASPECT RATIO IN A  
DIGITAL CAMERA GRAPHICAL USER INTERFACE



THE STAMP OF THE USPTO HEREON CERTIFIES RECEIPT OF THE FOLLOWING:

☒ Patent Application Transmittal (Continuation) ☒ Amendment Preliminary  
28 Pages of Specification jc551 U.S. PTO  
6 Pages of Claims 09/213131  
1 Page(s) of Abstract 12/15/98  
13 Sheets of Drawings

DEC 30 1998

☒ Declaration (copy from Prior Application) Letter to Draftsman

☐ Power of Attorney  
☐ Assignment and Recordation Cover Sheet  
☐ Small Entity Status Declaration  
Other: \_\_\_\_\_

Petition for \_\_\_\_\_ Month(s) Ext. of Time  
☒ Fee Payment: \$ 760.00

Check No. 10888 Deposit Account \_\_\_\_\_

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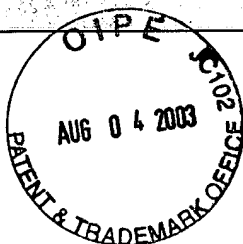
AUG 22 2003

Technology Center 2600

## TRANSMITTAL FORM

Attorney Docket No.

P126C/736C

In re the application **Anderson**Serial No: **09/213,131**Filed: **December 15, 1998**Date: **July 22, 2003**Group Art Unit: **Unassigned**Examiner: **Brian Genko**For: **Method and Apparatus for Correcting Aspect Ratio In A Digital Camera Graphical User Interface**

ENCLOSURES (check all that apply)					
<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet	<input type="checkbox"/>	After Allowance Communication to Group
<input type="checkbox"/>	After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal	<input type="checkbox"/>	Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman	<input type="checkbox"/>	Appeal Communication to Group (Appeal Notice, Brief Reply Brief)
<input type="checkbox"/>	Form 1449	<input type="checkbox"/>	Drawings	<input type="checkbox"/>	Status Letter
<input type="checkbox"/>	(X) Copies of References	<input checked="" type="checkbox"/>	Petition to Withdraw Holding of Abandonment (w/copy of case file history)	<input checked="" type="checkbox"/>	Postcard
<input checked="" type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form	<input checked="" type="checkbox"/>	Other Enclosure(s) (please identify below):
<input checked="" type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer	Copy of Continuation Transmittal filed 12-15-98 (showing Applicant's current/correct address) and return receipt postcard.	
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers		
<input type="checkbox"/>	Response to Incomplete Appln	<input checked="" type="checkbox"/>	Change of Correspondence Address		
<input type="checkbox"/>	Response to Missing Parts	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for xxxxx month(s), from to .			
<input type="checkbox"/>	Executed Declaration by Inventor(s)				

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Technology Center 2600

CLAIMS					
FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	FEE
Total Claims	0	0	0	\$18.00	\$ 0.00
Independent Claims	0	0	0	\$84.00	\$ 0.00
				Total Fees	\$ 0.00

METHOD OF PAYMENT	
<input checked="" type="checkbox"/>	Check no. <u>6296</u> in the amount of \$ <u>130.00</u> is enclosed for payment of fees.
<input checked="" type="checkbox"/>	Charge any additional fees or credit any overpayment to Deposit Account No. <u>02-2120</u> (Sawyer Law Group LLP)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Attorney Name	Stephen G. Sullivan, Reg. No. 38,329
Signature	
Date	July 23, 2003

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 23, 2003.	
Type or printed name	Grace Alicia
Signature	

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## TRANSMITTAL FORM

Attorney Docket No.

P126C/736C

In re the application Anderson

AUG 04 2003

Date: July 22, 2003

Serial No: 09/213,131

Group Art Unit: Unassigned

Filed: December 15, 1998

Examiner: Brian Genko

For: Method and Apparatus for Correcting Aspect Ratio In A Digital Camera Graphical User Interface

## ENCLOSURES (check all that apply)

<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet	<input type="checkbox"/>	After Allowance Communication to Group
<input type="checkbox"/>	After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal	<input type="checkbox"/>	Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman	<input type="checkbox"/>	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/>	Form 1449	<input type="checkbox"/>	Drawings	<input type="checkbox"/>	Status Letter
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<input type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form	<input checked="" type="checkbox"/>	Other Enclosure(s) (please identify below):
<input type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer	Copy of Continuation Transmittal filed 12-15-98 (showing Applicant's current/correct address) and return receipt postcard.	
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers		
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<input type="checkbox"/>	Response to Missing Parts	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for xxxxx month(s), from to .			
<input type="checkbox"/>	Executed Declaration by Inventor(s)				

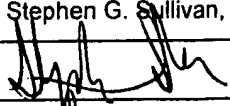
## CLAIMS

FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	FEE
Total Claims	0	0	0	\$18.00	\$ 0.00
Independent Claims	0	0	0	\$84.00	\$ 0.00
Total Fees					\$ 0.00

## METHOD OF PAYMENT

<input checked="" type="checkbox"/>	Check no. 6296 in the amount of \$ 130.00 is enclosed for payment of fees.
<input checked="" type="checkbox"/>	Charge any additional fees or credit any overpayment to Deposit Account No. 02-2120 (Sawyer Law Group LLP)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Attorney Name	Stephen G. Sullivan, Reg. No. 38,329	RECEIVED AUG 06 2003 OFFICE OF PETITIONS
Signature		
Date	July 23, 2003	

## CERTIFICATE OF MAILING

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Type or printed name	Grace Alicea
Signature	